

DK-US040221

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	:	Attn.: Mail Stop Missing Parts
Nobuo DOMYO et al.	:	Patent Art Unit: 3682
Serial No.: 10/575,094	:	Confirmation No. 9379
Filed: April 7, 2006	:	
For: JOINT	:	

**REQUEST FOR ISSUANCE OF OFFICIAL FILING RECEIPT AND
THE NOTICE OF ACCEPTANCE OF APPLICATION**

Assistant Commissioner of Patents
Washington, DC 20231

Sir:

Applicants recently received a Notification of Missing Requirements for the above-identified application (copy attached), which indicates that Applicants must submit an Oath or Declaration together with a surcharge fee of \$130.00. However, Applicants have already submitted a Declaration and Power of Attorney on April 7, 2006, as explained below. Thus, *it is believed this notice was mailed in error.*

Specifically, attached is a copy of the biographic data from the PAIR system for this application showing that *the U.S. PTO has received the Oath or Declaration on April 7, 2006.* Also, attached is a copy of the Declaration and the Power of Attorney that was downloaded from the PAIR system.

In view of the above comments, Applicants believe that receiving the Notification of Missing Requirements from the U.S. PTO was by mistake. Accordingly, Applicants respectfully request issuance of an Official Filing Receipt and a Notice of Acceptance of Application for this application.

No fee under 37 C.F.R. 1.492 (h) is believed to be required in view of the above explanation. However, Applicants authorize the Commissioner of Patents and Trademarks to

charge any fees associated with this communication *if required* or credit any overpayment to Deposit Account No. 50-1836.

* * *

If there are any questions regarding this Request, please feel free to contact the undersigned.

Respectfully submitted,

/Patrick A. Hilsmier/
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Reg. No.46,034

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Dated: July 17, 2008

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10/575,094 Joint

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2008::09:05:11

This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and Print: Check the desired document(s) and click PDF.

Bibliographic Data

Mail Room Date	Document Code	Document Description	Document Category	Page Count
07-14-2008	M905	Notice of DO/EO Missing Requirements Mailed	PROSECUTION	2
07-11-2008	IMIS	Miscellaneous Internal Document	PROSECUTION	1
07-11-2008	WCLM	Claims Worksheet (PTO-2022)	PROSECUTION	1
07-11-2008	WFEE	Fee Worksheet (PTO-06)	PROSECUTION	1
09-06-2007	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	2
09-06-2007	FOR	Foreign Reference	PRIOR ART	5
09-06-2007	FOR	Foreign Reference	PRIOR ART	10
09-06-2007	N417	EFS Acknowledgment Receipt	PROSECUTION	2
04-07-2006	TRNA	Transmittal of New Application	PROSECUTION	4
04-07-2006	SPEC	Specification	PROSECUTION	28
04-07-2006	CLM	Claims	PROSECUTION	5
04-07-2006	ABST	Abstract	PROSECUTION	1
04-07-2006	DRW	Drawings-only black and white line drawings	PROSECUTION	21
04-07-2006	OATH	Oath or Declaration filed	PROSECUTION	4
04-07-2006	WFEE	Fee Worksheet (PTO-06)	PROSECUTION	1
04-07-2006	A.PE	Preliminary Amendment	PROSECUTION	1
04-07-2006	SPEC	Specification	PROSECUTION	25
04-07-2006	ABST	Abstract	PROSECUTION	1
04-07-2006	CLM	Claims	PROSECUTION	9
04-07-2006	REM	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	2
04-07-2006	DRW	Drawings-only black and white line drawings	PROSECUTION	4
04-07-2006	IDS	Information Disclosure Statement (IDS) Filed	PROSECUTION	3
04-07-2006	FOR	Foreign Reference	PRIOR ART	2
04-07-2006	FOR	Foreign Reference	PRIOR ART	19
04-07-2006	FOR	Foreign Reference	PRIOR ART	14
04-07-2006	FOR	Foreign Reference	PRIOR ART	16
04-07-2006	FOR	Foreign Reference	PRIOR ART	10
04-07-2006	NPL	NPL Documents	PROSECUTION	2
04-07-2006	ADS	Application Data Sheet	PROSECUTION	2
04-07-2006	371P	Documents submitted with 371 Applications	PROSECUTION	53
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04-07-2006	371P	Documents submitted with 371 Applications	PROSECUTION	1
04-07-2006	FRPR	Certified Copy of Foreign Priority Application	PROSECUTION	27
04-07-2006	371P	Documents submitted with 371 Applications	PROSECUTION	1
04-07-2006	371P	Documents submitted with 371 Applications	PROSECUTION	3
04-07-2006	ABST	Abstract	PROSECUTION	2
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/575,094	Nobuo Domyo	DK-US040221
22919 GLOBAL IP COUNSELORS, LLP 1233 20TH STREET, NW, SUITE 700 WASHINGTON, DC 20036-2680		INTERNATIONAL APPLICATION NO. PCT/JP2005/006754
		I.A. FILING DATE PRIORITY DATE 04/06/2005 04/15/2004

CONFIRMATION NO. 9379
371 FORMALITIES LETTER



OC000000030934376

Date Mailed: 07/14/2008

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 04/07/2006
- English Translation of the IA filed on 04/07/2006
- Copy of the International Search Report filed on 04/07/2006
- Preliminary Amendments filed on 04/07/2006
- Information Disclosure Statements filed on 04/07/2006
- Request for Immediate Examination filed on 04/07/2006
- U.S. Basic National Fees filed on 04/07/2006
- Priority Documents filed on 04/07/2006
- Specification filed on 04/07/2006
- Claims filed on 04/07/2006
- Abstracts filed on 04/07/2006
- Drawings filed on 04/07/2006

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Global IP Counselors, LLP

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

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